

**RCW 79.01.184 is amended and recodified as RCW 79.11.120**

Amendments include subsections moved from RCW 79.01.096

	NOTES
<p><b>RCW 79.01.184 <u>79.11.120</u> Sale procedure--Fixing date, place, and time of sale--<del>Notice--Publication and posting--Direct sale to applicant without notice, when</del> .</b></p> <p>When the department of natural resources <del>shall have decided</del> <u>decides</u> to sell any state lands <del>or valuable materials thereon</del>, or with the consent of the board of regents of the University of Washington, or by legislative directive, <del>shall have decided</del> <u>decides</u> to sell any lot, block, tract, or tracts of university lands, <del>or the valuable materials thereon</del>, it shall be the duty of the department to fix the date, place, and time of sale, <del>and no sale shall be had on any day which is a legal holiday.</del> <i>{last phrase moved to paragraph (1), below}</i></p> <p><del>—The department shall give notice of the sale by advertisement published not less than two times during a four week period prior to the time of sale in at least one newspaper of general circulation in the county in which the whole, or any part of any lot, block, or tract of land to be sold, or the material upon which is to be sold is situated, and by posting a copy of the notice in a conspicuous place in the department's Olympia office, the region headquarters administering such sale, and in the office of the county auditor of such county. The notice shall specify the place, date, and time of sale, the appraised value thereof, and describe with particularity each parcel of land to be sold, or from which valuable materials are to be sold. In the case of valuable materials sales, the estimated volume will be identified and the terms of sale will be available in the region headquarters and the department's Olympia office.</del> <i>{moved to 79.11.130}</i></p> <p><del>—The advertisement is for informational purposes only, and under no circumstances does the information in the notice of sale constitute a warranty that the purchaser will receive the stated values, volumes, or acreage. All purchasers are expected to make their own measurements, evaluations, and appraisals.</del><i>{moved to 79.11.130 and 79.15.100}</i></p>	<p>Strikeouts are deleted portions.</p> <p>Underlined are added portions.</p> <p>The new RCW 79.02.010 provides a definition of “department” for all of Title 79, allowing multiple shortenings of “department of natural resources as it appears.</p> <p>This paragraph on giving notice has been incorporated, word-for-word into RCW 79.11.130 (1), a separate statute on advertising procedures</p> <p>This paragraph has been incorporated into RCW 79.11.130 (2) for land sale procedures and into RCW 79.15.100 for the sale of valuable materials.</p>

## EXAMPLE

Last printed 06/21/2002 8:33 AM

<p><del>—A direct sale of valuable materials may be sold to the applicant for cash at full appraised value without notice or advertising. The board of natural resources shall, by resolution, establish the value amount of a direct sale not to exceed twenty thousand dollars in appraised sale value, and establish procedures to ensure that competitive market prices and accountability will be guaranteed.</del> {moved to 79.15.050 (2)}</p> <p><u>(1) No sale may be conducted on any day that is a legal holiday.</u></p> <p><u>(2) Sales shall be held between the hours of 10:00 a.m. and 4:00 p.m. If all sales cannot be offered within this time period, the sale shall continue on the following day between the hours of 10:00 a.m. and 4:00 p.m.</u></p> <p><u>(3) Sales shall take place:</u></p> <p><u>(a) At the department's regional office administering the respective sale; or</u></p> <p><u>(b) On county property designated by the board of county commissioners or county legislative authority of the county in which the whole or majority of state lands are situated.</u> {79.01.196}</p> <p>[2001 c 250 § 6; 1997 c 116 § 2; 1989 c 148 § 2; 1988 c 136 § 3; 1983 c 2 § 17. Prior: 1982 1st ex.s. c 21 § 156; 1982 c 27 § 1; 1971 ex.s. c 123 § 2; 1969 ex.s. c 14 § 3; 1959 c 257 § 18; 1927 c 255 § 46; RRS § 7797-46; prior: 1923 c 19 § 1; 1913 c 36 § 1; 1909 c 223 § 4; 1907 c 152 § 1; 1897 c 89 § 14; 1895 c 178 § 28. Formerly RCW <a href="#">79.12.300</a>.]</p> <p><b>NOTES:</b></p> <p><b>Effective date -- 1983 c 2 § 17:</b> "Section 17 of this act shall take effect on July 1, 1983." [1983 c 2 § 18.]</p> <p><b>Severability -- 1983 c 2:</b> See note following RCW <a href="#">18.71.030</a>.</p> <p><b>Savings -- Captions -- Severability -- Effective dates -- 1982 1st ex.s. c 21:</b> See RCW <a href="#">79.96.901</a> through <a href="#">79.96.905</a>.</p> <p>County auditor, transfer of duties: RCW <a href="#">79.08.170</a>. School and granted lands, manner and terms of sale: State Constitution Art. 16 § 2.</p>	<p>This paragraph has been incorporated into a NEW SECTION highlighting direct sales.</p> <p>Relocated from the first paragraph.</p> <p>Source of added portions is in { } at the end of each portion. Added portions are not necessarily "word-for-word."</p> <p>The portion of RCW 79.01.196 that is not incorporated into 79.11.120 is recodified as RCW 79.11.165.</p> <p>This is the audit trail (legislative history) for RCW 79.01.184 as currently included with the RCW.</p> <p>Notes are replicated from the current RCW. In this case they go with 79.01.184.</p> <p>The audit trails and notes will be revised by the Code Revisor after the new section is adopted by the legislature and signed into law.</p>
--	---